

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANDREW R. PERRONG,
Plaintiff

vs.

GN GIFTS AND HERBAL LLC

AND

MAAN KHALSA
Defendants.

Case No. 2:21-cv-00377

JURY TRIAL DEMANDED

**REQUEST FOR CLERK’S ENTRY OF DEFAULT AGAINST DEFENDANTS
GN GIFTS AND HERBAL LLC AND MAAN KHALSA**

COMES NOW Plaintiff Andrew R. Perrong, pursuant to Fed. R. Civ. P. 55(a), and hereby files this Motion for Clerk’s Entry of Default against both Defendants, GN Gifts and Herbal LLC and Maan Khalsa, in the above-styled action. Mr. Perrong respectfully requests that the Clerk of Court enter default as the Defendants have failed to serve or file an answer to Plaintiff’s claims in this action within the time permitted by law or otherwise.

Federal Rule of Civil Procedure 12(a), entitled “Time to Serve a Responsive Pleading,” provides in pertinent part that “[a] defendant must serve an answer within 21 days after being served with the summons and complaint.” FED. R. CIV. P. 12(a)(1)(A)(i). Federal Rule of Civil Procedure 55(a), entitled “Entering a Default,” provides that “[w]hen a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk *must* enter the party’s default.” FED. R. CIV. P. 55(a) (emphasis added).

Here, the Plaintiff filed his Complaint on January 23, 2021. (*See* ECF No. 1.) Both Defendants were served with the Summons and Complaint on January 29, 2021. (*See* ECF No. 5.) Defendants did not file a response as of February 19, 2021. Accordingly, the Plaintiff requests that the Clerk enter the Defendants' default pursuant to Fed. R. Civ. P. 55(a).

CONCLUSION

WHEREFORE, for the reasons set forth herein, the Plaintiff respectfully requests that the Clerk of Court enter default against the defendants pursuant to Fed. R. Civ. P. 55(a).

Dated: **February 20, 2021**

_____/s/_____
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Plaintiff Pro-Se
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CERTIFICATE OF SERVICE

I hereby certify that on February 20, 2021 I filed the foregoing with the Clerk of the Court electronically using CM/ECF.

_____/s/_____
Andrew R. Perrong